

REMARKS

Claims 1-38 are pending in this application. Claims 39-42 were previously canceled. Claims 1, 12, and 13 are in independent form. Claims 2-11 and 15-38 depend from claim 1, and claim 14 depends from claim 13. Claims 1, 4, 19, 21, and 22 have been amended. In particular, in view of the species restriction, claim 4, which was previously indicated to include allowable subject matter, has been reamended into dependent form so that it, once again, depends from claim 1. Claim 19 was also amended to depend from claim 1 in view of the species restriction. No new matter has been entered.

In the office action, the Examiner issued a species restriction between:

Species 1: claims 1-3, 5-6, and 11-18—stated to be drawn to an injector;

Species 2: claims 4, 7-10—stated to be drawn to a power washer; and

Species 3: claims 19-38—stated to be drawn to control modes for an injector.

Applicant disagrees with the Examiner's characterization of species 1 and 2 as being distinct. In particular, claims 1-3, 5-6, and 11-18 all relate to pressure washers, although patentability is arguably dependent upon the injector element. Claims 4 and 7-10 depend from claim 1 and thus, also arguably are dependent for patentability upon the injector element. The fact that claims 4 and 7-10 add additional features to further limit the pressure washer does not change the fact that all the claims relate to a pressure washer having a novel injector. Thus, applicant traverses the examiners characterization of the three species and submits that only two species are present, that of Species 1: claims 1-18, and that of Species 2: claims 19-38. However, applicant elects species 1 for prosecution and submits that claims 1-18 all fall within that species. Claim 1 is submitted to be generic to all the claims within Species 1 and 2.

In addition, rather than withdrawing the claims in the nonelected species 3, applicant has amended claim 19 to depend from claim 1. Thus, claims 19-38 have not been withdrawn. Applicant reserves the right to pursue the subject matter of Species 3 in a divisional application. Claim 1 is submitted to be generic to all the claims within Species 1, 2, and 3. Based upon the above amendments and remarks, examination on the merits is respectfully requested.

No fees are believed to be due with the submission of this Amendment and Response to Species Restriction. Should any fees be required, the Commissioner is authorized to charge such fees to deposit account No. 50-1432.

Respectfully submitted,



Lorri W. Cooper
JONES DAY

Reg. No. 40,038

901 Lakeside Avenue
Cleveland, Ohio 44114
(216) 586-7097

Date: February 4, 2008